

ORDER NO. 26-184

ENTERED May 27 2026

**BEFORE THE PUBLIC UTILITY COMMISSION  
OF OREGON**

UM 2264

In the Matter of

PUBLIC UTILITY COMMISSION OF  
OREGON,

Approval of the Fifth Amended and  
Restated Intervenor Funding Agreement.

ORDER

DISPOSITION: ADMINISTRATIVE HEARINGS DIVISION'S RECOMMENDATION  
ADOPTED

At its public meeting on May 26, 2026, the Public Utility Commission of Oregon adopted the Administrative Hearings Division's recommendation in this matter. The Staff Report with the recommendation is attached as Appendix A.

BY THE COMMISSION:

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**Alison Lackey**  
Chief Administrative Law Judge



A party may request rehearing or reconsideration of this order under ORS 756.561. A request for rehearing or reconsideration must be filed with the Commission within 60 days of the date of service of this order. The request must comply with the requirements in OAR 860-001-0720. A copy of the request must also be served on each party to the proceedings as provided in OAR 860-001-0180(2). A party may appeal this order by filing a petition for review with the Circuit Court for Marion County in compliance with ORS 183.484.

**PUBLIC UTILITY COMMISSION OF OREGON  
ADMINISTRATIVE HEARINGS DIVISION REPORT  
PUBLIC MEETING DATE: May 26, 2026**

REGULAR \_\_\_ CONSENT X RULEMAKING \_\_\_ EFFECTIVE DATE N/A

**DATE:** May 20, 2026

**TO:** Public Utility Commission

**FROM:** John Mellgren, Administrative Law Judge

**THROUGH:** Alison Lackey, Chief Administrative Law Judge **SIGNED**

**SUBJECT:** UM 2264 – Approval of a First Amendment to Supplemental Intervenor Funding Agreement between the Oregon Citizens’ Utility Board and Portland General Electric Company

**AHD RECOMMENDATION:**

The Commission should approve the First Amendment to Supplemental Intervenor Funding Agreement between the Oregon Citizens’ Utility Board and Portland General Electric Company set forth in Attachment A.

**DISCUSSION:**

**Introduction**

Portland General Electric Company (PGE) and Oregon Citizens’ Utility Board (CUB) have agreed to and executed a First Amendment to Supplemental Intervenor Funding Agreement (Amendment), which provides intervenor funding in addition to funding available under the Fifth Amended and Restated Intervenor Funding Agreement (Fifth IFA). The Fifth IFA was approved in Order No. 22-506 and is effective through December 31, 2027. A Supplemental Intervenor Funding Agreement was approved in Order No. 25-298 (Supplemental Agreement). The Supplemental Agreement expires at the same time as the Fifth IFA. The agreement is authorized by ORS 757.072, which allows energy utilities to enter into agreements for financial assistance to organizations representing broad customer interests in Commission proceedings. Under ORS 757.072, the Commission must approve any agreement before any financial assistance is provided.

**First Amendment to Supplemental Intervenor Funding Agreement**

Under the Supplemental Agreement, section 4.1 provides that issue grant funds will be made available to CUB for proceedings involving PGE when funds have been exhausted from the issue fund. The Fifth IFA allows both CUB and the Alliance of Western Energy Consumers (AWEC) access to issue fund grants. Clarification is required to make clear that issue fund grants are available to CUB when CUB's share of the issue fund has been exhausted, not only when the entirety of the issue fund has been exhausted.

The Amendment seeks to accomplish this by deleting and replacing the first sentence of section 4.1 of the Supplemental Agreement with the following language:

Supplemental issue fund grants to CUB will be made available pursuant to the terms of this Agreement ("Supplemental Issue Fund Grants") for proceedings involving PGE if the Commission determines that CUB no longer has access to funding under the PGE Issue Fund. If only CUB and AWEC are pre-certified or case-certified under the Agreement, CUB will be deemed to no longer have access to funding under the PGE Issue Fund if CUB has received OPUC approval for at least 50 percent of the annual PGE Issue Fund for that year. If a pre-certified or case-certified organization other than CUB and AWEC has PGE Issue Fund grants approved by the OPUC, then the threshold amount of CUB approved grants from the PGE's Issue Fund required before CUB will have access to Supplemental Issue Fund Grants would be reduced proportionately as determined by the OPUC.

No other changes to the Fifth IFA or Supplemental Agreement are proposed by the Amendment.

I recommend the Commission find that the Amendment serves customers and is in the public interest. The Commission should approve the Amendment under ORS 757.072 to allow the clarification agreed to by the signatories.

**PROPOSED COMMISSION MOTION:**

The Commission approves the Amendment set forth in Attachment A.

**First Amendment to Supplemental Intervenor Funding Agreement**

This First Amendment to Supplemental Intervenor Funding Agreement (the “**Amendment**”), is entered into and effective as of April 15, 2026 (the “**Effective Date**”), between Portland General Electric Company (“**PGE**”), an Oregon corporation, and the Oregon Citizen’s Utility Board (“**CUB**”) (together with PGE, the “**Parties**”, and each, a “**Party**”).

WHEREAS, the Parties entered into a Supplemental Intervenor Funding Agreement effective as of July 28, 2025 (the “**Existing Agreement**”); and

WHEREAS, the Parties desire to amend the Existing Agreement;

NOW, THEREFORE, in consideration of the foregoing and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties agree as follows:

1. Definitions. Capitalized terms used and not defined in this Amendment shall have the respective meanings assigned to them in the Existing Agreement.

2. Amendments to the Existing Agreement. As of the Effective Date, the Existing Agreement is hereby amended or modified as follows:

(a) The first sentence in Section 4.1 is deleted in its entirety and replaced with the following:

Supplemental issue fund grants to CUB will be made available pursuant to the terms of this Agreement (“Supplemental Issue Fund Grants”) for proceedings involving PGE if the Commission determines that CUB no longer has access to funding under the PGE Issue Fund. If only CUB and AWEC are pre-certified or case-certified under the Agreement, CUB will be deemed to no longer have access to funding under the PGE Issue Fund if CUB has received OPUC approval for at least 50 percent of the annual PGE Issue Fund for that year. If a pre-certified or case-certified organization other than CUB and AWEC has PGE Issue Fund grants approved by the OPUC, then the threshold amount of CUB approved grants from the PGE’s Issue Fund required before CUB will have access to Supplemental Issue Fund Grants would be reduced proportionately as determined by the OPUC.

3. No Further Amendments. Except as expressly provided in this Amendment, all of the terms and conditions of the Existing Agreement remain in full force and effect.

4. Miscellaneous.

(a) This Amendment is governed by and construed in accordance with the laws of the State of Oregon, without regard to the conflict of laws provisions of such State.

(b) This Amendment may be executed in counterparts, each of which is deemed an original, but all of which constitute one and the same agreement. Delivery of an executed counterpart of this Amendment electronically shall be effective as delivery of an original executed counterpart of this Amendment.

(c) This Amendment constitutes the sole and entire agreement between the Parties with respect to the subject matter contained herein, and supersedes all prior and contemporaneous understandings, agreements, representations, and warranties, both written and oral, with respect to such subject matter.

IN WITNESS WHEREOF, the Parties have executed this Amendment as of the date first written above.

DFW  
David White

Portland General Electric Company

By MAL  
Angelica Espinosa (Apr 17, 2026 09:54:04 PDT)

Name: Angelica Espinosa

Title: SVP, Chief Legal and Compliance  
Officer

Oregon Citizens' Utility Board

By /s/Claire-Valentino-Fossum

Name: Claire Valentine-Fossum

Title: **General Counsel**